

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re the Application of) Examiner: Carlic K. Huynh
Miri Seiberg et al.) Art Unit: 1617
Serial No. 10/689,149) File Ref: J&J1886CIP1
Filed: October 20, 2003)
For: "Topical Anti-Cancer)
Compositions and Methods)
of Use Thereof")

Hon. Commissioner of Patents and Trademarks
Washington, D. C. 20231

PETITION TO CORRECT INVENTORSHIP UNDER 37 CFR §1.48(a)

We enclose the following:

- Petition for the Entry of an Amendment for the Correction of Inventorship Pursuant to Rule 1.48(a)
- Declaration of Stanley S. Shapiro, Christine Paine, Allan H. Conney, and Mou-Tuan Huang
- Consent by Assignee for Amendment under Rule 1.48
- Declaration, Power of Attorney and Power to Inspect form
- Processing fee

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re the Application of) Examiner: Carlic K. Huynh
Miri Seiberg et al.) Art Unit: 1617
Serial No. 10/689,149) File Ref: J&J1886CIP1
Filed: October 20, 2003)
For: "Topical Anti-Cancer)
Compositions and Methods)
of Use Thereof")

PETITION FOR THE ENTRY OF AN AMENDMENT FOR THE CORRECTION OF
INVENTORSHIP PURSUANT TO RULE 1.48

It is respectfully requested that the above-identified application be amended pursuant to Rule 1.48 to add the names of Stanley S. Shapiro, Christine Paine, Allan H. Conney, and Mou-Tuan Huang as joint inventors with Miri Seiberg and Connie Baozhen Lin who were originally identified as joint inventors in the application so that the application may proceed in the names of Miri Seiberg, Stanley S. Shapiro, Christine Paine, Allan H. Conney, Mou-Tuan Huang, and Connie Baozhen Lin as joint inventors.

In support of this Amendment, the following papers are submitted herewith: (1) Declaration of Stanley S. Shapiro, Christine Paine, Allan H. Conney, and Mou-Tuan Huang setting forth the relevant facts concerning the error in inventorship, (2) Declaration under 37 CFR §1.63 by Miri Seiberg, Stanley S. Shapiro, Christine Paine, Allan H. Conney, Mou-Tuan Huang, and Connie Baozhen Lin, (3) Consent by the Assignee, and (4) the processing fee as set forth in 37 CFR §1.17(i).

As set forth in the Declaration of Stanley S. Shapiro, Christine Paine, Allan H. Conney, and Mou-Tuan Huang, the error in inventorship occurred as a result of a misunderstanding of the contribution of Stanley S. Shapiro, Christine Paine, Allan H. Conney, and Mou-Tuan Huang to the invention claimed in the above-identified application. The misunderstanding caused Stanley S. Shapiro, Christine Paine, Allan H. Conney, and Mou-Tuan Huang to be omitted as joint inventors at the time the application was filed on October 20, 2003. The error in inventorship was discovered in early 2008 as a result of a conversation with Andrea Colby of Johnson & Johnson, the current assignee of the instant application. Upon ascertaining that an error in

inventorship had occurred, Applicant's attorney undertook the preparation of the necessary supporting documents submitted herewith to amend the application to correct the error in inventorship.

The Commissioner is authorized to charge the deposit account of the undersigned, Account No. 04-1406 for the processing fee as specified by 37 C.F.R. §1.17(i).

Respectfully submitted,

DANN, DORFMAN, HERRELL AND SKILLMAN
A Professional Corporation
Attorneys for Applicant

By 

Robert C. Netter, D.D.S., Ph.D., J.D.
Registration No. 56,422